

Town of Moultonborough
Town Meeting Minutes
March 11, 2008 – March 15, 2008

On March 11, 2008, the Town Meeting was called to order by Moderator Mel Borrin at 7:00 AM. The meeting was held in the Moultonborough Public Safety Building Meeting Room. At this time, Richard Wakefield, the Moultonborough School District Moderator, read the school ballot, followed by Mel Borrin, reading the Town ballot.

Balloting proceeded immediately, ballots resulting as follows:

Votes Cast – 1336

Selectmen for Three (3) Years – Vote for not more than two)

Edward J. Charest	582
Karel A. Crawford	707
Al Hume (write in)	353
Gary Torresson (write in)	353

Town Clerk for Three (3) Years (Vote for not more than one)

Barbara E. Wakefield	1228
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Tax Collector for Three (3) Years (Vote for not more than one)

Susette M. Remson	1188
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Moderator for Two (2) Years (Vote for not more than one)

Melvin Borrin	840
Castleberry James (write in)	336
Hume Al (write in)	6
Wakefield, Russ	3

Trustee of Trust Funds for Three (3) Years (Vote for not more than one)

John A. Porter Jr.	1072
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Planning Board Members for (3) Three Years (Vote for not more than two)

James T. Bakas	879
Judy A. Ryerson	927

Zoning Board Member for Three (3) Years (Vote for not more than two)

Herbert L. Farnham	491
Russell S. Nolin	796
Robert H. Stephens	737

Zoning Board Member for One (1) Year (Vote for not more than one)

Jerry D Hopkins	995
Al Hume (write in)	2

Library Trustees for Three (3) Years (Vote for not more than two)

Noel M Ainscow	494
Jane Coyne	679
Phyllis D. Prouty	790

Supervisor of Checklist for Six (6) Years (Vote for not more than one)
Cheryl Kahn 1081

ARTICLE 2

Shall we adopt the provision of RSA 40:13 (known as SB2) to allow official ballot voting on all issues before the Town of Moultonborough on the Second Tuesday of March?

(By Petition)

YES – 748 NO - 588

This article requires a 3/5 majority vote.

ARTICLE 3

Are you in favor of the adoption of Amendment No. 1 as proposed by the planning board for the town zoning ordinance as follows: To see if the Town will vote to amend the Zoning Ordinance of the Town of Moultonborough Article IV by substantially amending the shoreland protection provisions of the Zoning Ordinance adopted at the 2006 Town Meeting and amended at the 2007 Town Meeting. This amendment re-titles Article IV, Section G as Comprehensive Shoreland Protection to make it more consistent with RSA 483-B, the Comprehensive Shoreland Protection Act, as amended and revises local permitting procedures.

(Recommended by Planning Board 4-0)

YES – 975 NO - 284

ARTICLE 4

Are you in favor of the adoption of Amendment No. 2 as proposed by the planning board for the town zoning ordinance as follows: To see if the Town will vote to amend the Zoning Ordinance of the Town of Moultonborough Article V by revising the article generally to regulate illuminated signs, prohibit electronic signs and revise provisions for temporary signs, banners, flags and posters.

(Recommended by Planning Board 5-0)

YES – 953 NO- 324

ARTICLE 5

Are you in favor of the adoption of Amendment No. 3 as proposed by the planning board for the town zoning ordinance as follows: To see if the Town will vote to amend the Zoning Ordinance of the Town of Moultonborough Article VI, Commercial Uses by establishing maximum square footage for buildings or structures in Zones A and B, with separate maximum square footage requirements for Commercial Zone C and for commercial buildings or structures permitted by special exception in the residential zone.

(Recommended by Planning Board 5-0)

YES – 931 NO - 325

ARTICLE 6

Are you in favor of the adoption of Amendment No. 4 as proposed by the planning board for the town zoning ordinance as follows: To see if the Town will vote to amend the Zoning Ordinance of the Town of Moultonborough Article by renumbering existing Article IX Miscellaneous to Article X and creating a new Article IX, Wetlands Conservation Overlay District which establishes a Wetlands

Conservation Overlay District and provisions for setbacks, permitted uses, conditional uses, prohibited uses, definitions and enforcement.

(Recommended by Planning Board 5-0)

YES – 618

NO – 334

At this time the Moderator recessed the meeting until Saturday March 15, 2008.

SATURDAY MARCH 15, 2008

Moderator Mel Borrin called the meeting to order at 11:35 AM. The meeting was held at the Moultonborough Academy Auditorium. The moderator welcomed everyone to the meeting and led the Pledge of Allegiance. He gave the results of the election on Tuesday. He explained that there are requests for secret ballots and how that works. He introduced the ballot clerks that will be receiving and counting the ballots.

Mr. Borrin then noted a few typographical errors on the warrant, followed by Selectman Crawford announcing any amendments the selectmen knew they would be presenting at the time the article was read. At this time the moderator began with article 7.

ARTICLE 7

To see if the Town will vote to accept Hayes Acres Subdivision off of Lee's Mills Road, as a Class V Town road.

(By Petition)

(Recommended by the Selectmen 5-0)

A motion was made by Jerry Hopkins and seconded by Veronica Steinsky.
This article was voted in the affirmative by a majority voice vote.

ARTICLE 8

To see if the Town will vote to accept Melly Lane and Buckingham Terrace in Buckingham Subdivision off of Paradise Drive as a class V Town road.

(By Petition)

(Recommended by the Selectmen 5-0)

A motion was made by Jerry Hopkins and seconded by Donald McGillicuddy.
This article was voted in the affirmative by a majority voice vote.

***ARTICLE 9**

To see if the Town will vote to raise and appropriate the sum of \$375,000.00 for architectural, engineering, and related fees relative to the eventual construction of a community/senior center, fields, and related outdoor improvements.

(By Petition)

(Recommended by the Selectmen 4-1)

A motion was made by Tom Howard and seconded by Greg Widman.
A motion was made by Allan Ballard and seconded by Norm Gruner to amend the article 9 to read "to see if the town will vote to raise and appropriate the sum of \$75,000.00 for architectural, engineering, and related fees relative to the eventual construction of a community/senior center, fields, and related outdoor improvements."

The amendment was defeated by a hand count.

Yes - 170

No - 263

Article 9 was then defeated by secret ballot.

Yes - 198

No - 256

At this time Richard Wakefield made a procedural motion, seconded by Richard Buckler to ask the Moderator to be relieved of a second complete reading of each article as long as the Moderator is satisfied that everyone in the auditorium understands what we are voting on.

This was voted in the affirmative by a majority voice vote.

At this time Al Hume made a motion, seconded by Sally Carver to not reconsider Article 9 at this meeting. This motion was voted in the affirmative by a majority voice vote.

***ARTICLE 10**

To see if the Town will vote to establish **an expendable general trust fund**, with the Selectmen as agents to expend, under the provisions of RSA 35:1 to be known as the Community/Senior Center Fund for the purpose of constructing and/or developing a community/senior center and related expenses and to raise and appropriate the sum of \$100,000.00 toward this purpose.”

(By Petition)

(Recommended by the Selectmen 4-1)

A motion was made by Tom Howard seconded by Claire Eisenberg.

An amendment was made by Tom Howard and seconded by Betsey Patten for article 10 to read as follows:

To see if the Town will vote to establish **a capital reserve fund**, with the Selectmen as agents to expend, under the provisions of RSA 35:1 to be known as the Community/Senior Center Fund for the purpose of constructing and/or developing a community/senior center and related expenses and to raise and appropriate the sum of \$100,000.00 toward this purpose.”

(By Petition)

(Recommended by the Selectmen 4-1)

The amendment was voted in the affirmative by a majority voice vote.

Article 10 was voted in the affirmative by a secret ballot.

Yes - 148

No - 137

***ARTICLE 11**

To see if the Town will vote to raise and appropriate the sum of Two hundred ninety thousand nine hundred ten dollars (\$290,910.00) to complete approximately 10,550 linear feet of paving (shim & overlay) applied to Town roads. The sum of \$122,427.48 to come from a NH Block Grant Fund. The balance of One hundred sixty eight thousand four hundred eighty two dollars and fifty two cents (\$168,482.52) to be raised by taxation.

(Recommended by Selectmen 5-0)

A motion was made by Edward Charest and seconded by Scott Kinmond.

Article 11 was voted in the affirmative by a majority voice vote.

***ARTICLE 12**

To see if the Town will vote to raise and appropriate the sum of Nine hundred ninety two thousand dollars (\$992,000.00) to reconstruct Ossipee Park Road, a 7,200 linear feet Town road. The sum of Six hundred thousand dollars (\$600,000.00) to come from a donation already made by CG Roxane to offset the

cost of construction the balance of Three hundred ninety two thousand (\$392,000.00) to be raised by taxation.

(Recommended by Selectmen 4-1)

A motion was made by Joel Mudgett and seconded by Karel Crawford.

A motion was made by Eric Taussic and seconded by Natt King to amend the article to read as follows:

To see if the Town will vote to raise and appropriate the sum of Six hundred forty two thousand dollars (\$642,000.00) to reconstruct Ossipee Park Road, a 7,200 linear feet Town road. The sum of Six hundred thousand dollars (\$600,000.00) to come from a donation already made by CG Roxane to offset the cost of construction the balance of Forty two thousand (\$42,000.00) to be raised by taxation.

This amendment was defeated by a majority voice vote.

A motion was made by John Anderson to add the wording that the bottling plant would be responsible for the upkeep of the road. After much discussion, the moderator asked for a second; No second was given.

Article 12 was voted on in the affirmative by a secret ballot.

Yes - 189

No - 97

At this time the moderator announced that the petitions for the 2 remaining secret ballots have been withdrawn.

***ARTICLE 13**

“To see if the Town will vote to raise and appropriate the sum of Three thousand dollars (\$3,000.00) for the Senior Needs Committee to use for seniors’ program expenses and activities.”

(By Petition) (Not Recommended by Selectmen 4-1)

A motion was made by Joanne Farnham and seconded by Betsey Patten.

An amendment was made by Betsey Patten and seconded by Tom Howard to add the words “with the Selectmen as agents to expend.”

This amendment was voted in the affirmative by a majority voice vote.

The amended article to read as follows:

To see if the Town will vote to raise and appropriate the sum of Three thousand dollars (\$3,000.00) for the Senior Needs Committee to use for seniors’ program expenses and activities, with the Selectmen as agents to expend.

(By Petition) (Not Recommended by Selectmen 4-1)

This article was voted in the affirmative by a majority voice vote.

***ARTICLE 14**

To see if the Town will vote to raise and appropriate the sum of Two hundred thirty two thousand six hundred fifty two dollars (\$232,652.00) to pay for the following Capital Outlay purchases or projects.

Fire Equipment	\$	31,128.00
Geo. Information System (GIS)	\$	14,400.00
Mosquito Abatement	\$	50,280.00
New Equipment	\$	12,000.00

Lee's Mill Project	\$	28,700.00
Police Cruiser-Crown Victoria 2008	\$	32,844.00
Police Cruiser-Chevy Impala – 2008	\$	29,300.00
Fork Lift WMF	\$	24,000.00
Police Equipment	\$	<u>10,000.00</u>
Total	\$	232,652.00

(Recommended by Selectmen 5-0)

A motion was made by Karel Crawford and seconded by Joel Mudgett.
This article was voted in the affirmative by a majority voice vote.

***ARTICLE 15**

To see if the Town will vote to raise and appropriate the sum of Five hundred forty three thousand twenty four dollars (\$543,024.00) to deposit in the following Capital Reserve Accounts.

Personnel Liability CRF	\$	14,260.00
Community Substance CRF	\$	4,450.00
Communication Technology CRF	\$	22,314.00
Highway Dept. Equipment	\$	50,000.00
Firefighting Equipment	\$	40,000.00
Municipal Building	\$	400,000.00
Police Dept. Communications Equipment	\$	<u>12,000.00</u>
Total	\$	543,024.00

(Recommended by Selectmen 5-0)

A motion was made by Edward Charest and seconded by Karel Crawford.
An amendment was made by Nancy Wright to reduce the \$400,000.00 amount for Municipal Building to zero (0). This was not seconded at which time Nancy Wright withdrew the amendment.

An amendment was made by Jonathan Tolman and seconded by Rick Buckler to reduce the total of \$543,024.00 to \$143,024.00.

This amendment was defeated by a hand count.

Yes - 71 No - 131

Article 15 was voted in the affirmative by a majority voice vote.

***ARTICLE 16**

To see if the Town will vote to raise and appropriate the sum of Forty one thousand six hundred fifty dollars (\$41,650.00) to deposit in the following Maintenance Trust Fund Accounts.

Road Sealing/Paving	\$	25,000.00
Historical Society Fund	\$	10,000.00
Lee's Mills	\$	1,650.00
Dry Hydrant	\$	<u>5,000.00</u>
Total	\$	41,650.00

(Recommended by Selectmen 5-0)

A motion was made by Karel Crawford and seconded by Scott Kinmond.
The article was voted in the affirmative by a majority voice vote.

***ARTICLE 17**

To see if the Town will vote to raise and appropriate the sum of One hundred seventy eight thousand eight hundred forty dollars (\$178,840.00) for a complete reappraisal of the town. The sum of Forty thousand dollars (\$40,000.00) to come from the Reappraisal CRF to offset the cost.
(Recommended by Selectmen 5-0)

A motion was made by Karel Crawford and seconded by Joel Mudgett.
This article was voted in the affirmative by a majority voice vote.

A motion was made by Jerry Hopkins and seconded by Richard Buckler to discuss all articles including article 18 through article 27 and then vote on them as a unit.
This motion was voted on in the affirmative by a majority voice vote.

The moderator proceeded to read each article and ask for any discussion.

***ARTICLE 18**

To see if the Town of Moultonborough will vote to raise and appropriate the sum of Two thousand one hundred ninety nine dollars (\$2,199.00) to support the American Red Cross, The Granite Chapter. This article supports disaster preparedness, response and recovery; blood services; Armed Forces emergency services; international aide; and health and safety training to the benefit of residents of Moultonborough.
(By Petition) (Recommended by Selectmen 5-0)

***ARTICLE 19**

To see if the Town of Moultonborough will raise and appropriate the sum of Nine hundred three dollars (\$903.00) for the annual support of services provided to the citizens of this community by Visiting Nurse Association–Hospice of Southern Carroll County and Vicinity, Inc.
(By Petition) (Recommended by Selectmen 5-0)

***ARTICLE 20**

To see if the Town will vote to raise and appropriate the sum of One thousand four hundred thirty-three dollars (\$1,433.00) to assist Northern Human Services, The Mental Health Center.
(By Petition) (Recommended by Selectmen 5-0)

***ARTICLE 21**

To see if the Town will vote to raise and appropriate the sum of Six thousand dollars (\$6,000.00) allocated to the Moultonborough Senior Meals Program.
(By Petition) (Recommended by Selectmen 5-0)

***ARTICLE 22**

To see if the Town will vote to raise and appropriate the sum of Six thousand dollars (\$6,000.00) for the Winnepesaukee Wellness Center.
(By Petition) (Recommended by Selectmen 5-0)

***ARTICLE 23**

To see if the Town will vote to raise and appropriate the sum of Seven thousand five hundred dollars (\$7,500.00) for Tri-County Community Action for the purpose of continuing services of the Fuel Assistance Program for the residents of Moultonborough.

(By Petition)

(Recommended by Selectmen 5-0)

***ARTICLE 24**

To see if the Town will vote to raise and appropriate the sum of One thousand five hundred dollars (\$1,500.00) in support of Starting Point providing crisis services to the victims of domestic and sexual violence and their children.

(By Petition)

(Recommended by Selectmen 5-0)

***ARTICLE 25**

To see if the Town will vote to raise and appropriate the sum of One thousand five hundred dollars (\$1,500.00) for the Salvation Army in Laconia.

(By Petition)

(Recommended by Selectmen 5-0)

***ARTICLE 26**

To see if the Town of Moultonborough will vote to raise and appropriate the sum of Five hundred dollars (\$500.00) to provide continued support for the West Wynde Retirement Community.

(By Petition)

(Recommended by Selectmen 5-0)

***ARTICLE 27**

To see if the Town of Moultonborough will vote to raise and appropriate the sum of One thousand dollars (\$1,000.00) for the Loon Preservation Committee to support the work of the local self-funded Loon Center.

(By Petition)

(Recommended by Selectmen 5-0)

Articles 17 through Article 27 were voted on in the affirmative by a majority voice vote.

***ARTICLE 28**

To see if the Town will vote to raise and appropriate the sum of Eight thousand six hundred dollars (\$8,600.00) to put towards treatment of exotic, invasive species of milfoil found in the bay area between Hemlock Harbor Property Owners and surrounding Lee's Mill Landing on Lake Winnepesaukee. The balance, in the same amount of cost, are to be raised by the area residents.

(By Petition)

(Not Recommended by Selectmen 5-0)

A motion was made by Edward Charest and seconded by Betsey Patten.
This article was defeated by a majority voice vote.

***ARTICLE 29**

To see if the Town will vote to raise and appropriate the sum of Two thousand five hundred dollars (\$2,500.00) to put towards the treatment of the exotic, invasive species of milfoil found in the greater Green's Basin area of Lake Winnepesaukee. The balances of treatment cost are to be raised by the area residents in conjunction with the State of New Hampshire.

(By Petition)

(Recommended by Selectmen 5-0)

A motion was made by Sally Carver and seconded by Betsey Patten.
This article was voted in the affirmative by a majority voice vote.

***ARTICLE 30**

“To see if the Town will vote to raise and appropriate the sum of Five thousand dollars (\$5,000.00) for the purpose of a 50/50 match from the State of New Hampshire D.E.S., for treatments to eradicate the exotic, invasive, species of milfoil found in Lee’s Pond.”

(By Petition) (Recommended by Selectmen 5-0)

A motion was made by Karen Nelson and seconded by Andy Brackett.

This article was voted in the affirmative by a majority voice vote.

***ARTICLE 31**

To see if the Town of Moultonborough will vote to raise and appropriate the sum of Twelve thousand dollars (\$12,000.00) for the Moultonborough Suicide Prevention and Mental Health Coalition to support training for the said committee of volunteers, supporting community forums and/or small support groups/training sessions conducted by the trained volunteers, disseminating suicide prevention and mental health information to the residents of Moultonborough, and creating/maintaining a broader network/access to support the local coalition’s suicide prevention and mental health efforts.

(By Petition) (Recommended by Selectmen 5-0)

A motion was made by Michael Lancor and seconded by Betsey Patten.

This article was voted in the affirmative by a majority voice vote.

***ARTICLE 32**

“To see if the Town of Moultonborough will vote to raise and appropriate the sum of Three thousand dollars (\$3,000.00) to support Carroll County Transit’s Capital Purchase Expenses to include three (3) 9 passenger wheelchair accessible vehicles, and four (4) 16 passenger, wheelchair accessible vehicles to be used for Carroll County Transit’s Flexed Route Connector (Wolfeboro-North Conway), Fixed Route Connector (West Ossipee-Laconia), and three (3) Demand Response service areas which include the North Conway/Conway area, Chocorua/Tamworth/Sandwich/Moultonboro area, and the Ossipee, Tuftonboro/Wolfeboro area. Purchase of vehicles is contingent upon receiving additional funding.”

(By Petition) (Recommended by Selectmen 5-0)

A motion was made by Betsey Patten and seconded by Keith Nelson.

This article was voted in the affirmative by a majority voice vote.

ARTICLE 33

“Shall we adopt the provisions of RSA 72:62 for an exemption for property tax purposes from the assessed value of real property equipped with a solar energy system, for the purpose of heating, cooling or providing electricity, which exemption shall be in an amount of \$10,000.00?”

(Recommended by the Selectmen 5-0)

A motion was made by Jerry Hopkins and seconded by Karel Crawford.

An motion was made by Keith Nelson and seconded by Joel Mudgett to amend the article to read:

“Shall we adopt the provisions of RSA 72:62 **for an** exemption for property tax purposes from the assessed value of real property for a solar energy system, for the purpose of heating, cooling or providing electricity, which exemption shall be **up to the** amount of \$10,000.00?”

Upon discussion with town council stating that the RSA can not be changed the motion and second was withdrawn.

Article 33 was then defeated by a hand count.

YES – 79

NO - 93

ARTICLE 34

To see if the Town will adopt RSA 32:5 paragraph V-a which states, “Any town may vote to require that all votes by an advisory budget committee, a town budget committee, and the governing body or, in towns without a budget committee, all votes of the governing body relative to budget items or warrant articles shall be recorded votes and the numerical tally of any such vote shall be permitted in the town warrant next to the affected warrant article.”

(Recommended by the Selectmen 5-0)

A motion was made by Betsey Patten and seconded by Karel Crawford.
This article was voted in the affirmative by a majority voice vote.

***ARTICLE 35**

To see if the Town will vote to raise and appropriate the sum of **Seven million three hundred eighty nine thousand nine hundred eighty six dollars (\$7,389,986.00)** to pay the expenses of General Government, Public Safety, Highways and Streets (incl. Cemeteries), Sanitation, Welfare, Visiting Nurse Service, Culture and Recreation, Library, Conservation and Debt Service.

(Recommended by the Selectmen 5-0)

A motion was made by Karel Crawford and seconded by Rick Buckler.
A motion was made by Karel Crawford and seconded by Ed Charest to amend the article to read:

To see if the Town will vote to raise and appropriate the sum of Seven million, eight hundred twelve thousand , nine hundred and eighty six dollars(\$7,812,986.00) to pay the expenses of General Government, Public Safety, Highways and Streets (incl. Cemeteries), Sanitation, Welfare, Visiting Nurse Service, Culture and Recreation, Library, Conservation and Debt Service.

The amendment was voted in the affirmative by a majority voice vote.
The amended article was voted in the affirmative by a majority voice vote.

ARTICLE 36

To see if the Town will vote to authorize the Conservation Commission to retain the unexpended portion of its 2006 and 2007 appropriations. Said funds to be placed in a special conservation fund in accordance with RSA 36-A:5.

(Recommended by the Selectmen 5-0)

A motion was made by Betsey Patten and seconded by Ed Charest.
This article was voted in the affirmative by a majority voice vote.

ARTICLE 37

To see if the Town will vote to authorize the Conservation Commission to receive any gifts of money and property, both real and personal, in the name of the Town, subject to the approval of the Board of Selectmen, such gifts to be managed and controlled by the Conservation Commission for the purposes as outlined in RSA-36: A-4.

(Recommended by the Selectmen 5-0)

A motion was made by Richard Wakefield and seconded by Judy Ryerson.
This article was voted in the affirmative by a majority voice vote.

ARTICLE 38

To transact any other business that may legally come before said Meeting.

A motion was made by Richard Buckler and seconded by Betsey Patten to adjourn the meeting. This motion was voted in the affirmative by a majority voice vote.

The meeting was adjourned at 4:30 PM. A total of 500 people attended the meeting.

A True Copy Attest:

Barbara Wakefield, Town Clerk

*Included in Budget